IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION NO.516 OF 2007

IN

CRIMINAL APPEAL NO.859 OF 2005

Santosh Babu Dudhal : Applicant.

versus

State of Maharashtra : Respondent.

Mr.Ashok Mundargi i/by Mr.Niaranjan Mundargi for the applicant.

Mr.P.S.Hingorani, APP, for the State.

CORAM : D.G.DESHPANDE

SMT.NISHITA MHATRE, JJ.

DATED : JUNE 11, 2007.

P.C.

1. Heard learned advocate Mr.Mundargi for the applicant/original accused No.2 and learned APP for the State. We had granted bail to accused Kishor Baban Gaikwad in this very case

vide our order dated 3rd May 2007. Mr.Mundargi for the applicant states that on the ground of parity this applicant/accused is also entitled for bail. We have given time to the learned APP for the State to find out and verify the position. Today he submits that it could not be said that the case of this applicant/accused Santosh is different from accused Kishor Gaikwad. In view of this statement, We pass the following order :-

:ORDER:

(i) This Application for bail is allowed

(ii) The substantive sentence of the accused is suspended pending appeal.

(iii) He be released on bail on his furnishing P.R. bond of Rs.15,000/- with two solvent sureties in the like amount.

(iv) He will attend the concerned Police Station once in a fortnight for a period of one year initially and thereafter after every two months till the appeal is

disposed of.

(v) He will not try to contact any prosecution witness.

(vi) Application is disposed off.

[SMT.NISHITA MHATRE, J] **[D.G.DESHPANDE,J]**